

AO 94 (Rev. 8/97) Commitment to Another District

## UNITED STATES DISTRICT COURT

SOUTHERN

District of

ALABAMA

UNITED STATES OF AMERICA  
V.COMMITMENT TO ANOTHER  
DISTRICT

HUGH EDWARD BLACK

## DOCKET NUMBER

## MAGISTRATE JUDGE CASE NUMBER

District of Arrest

District of Offense

District of Arrest

District of Offense

1:06CR00171-MEF

MAG. NO. 07-0194-B

## CHARGES AGAINST THE DEFENDANT ARE BASED UPON AN

Indictment ☐ Information ☐ Complaint ☒ Other (specify) Petition

charging a violation of

U.S.C. §

## DISTRICT OF OFFENSE

Middle District of Alabama

## DESCRIPTION OF CHARGES:

Violation of conditions of release

## CURRENT BOND STATUS:

- ☐ Bail fixed at \_\_\_\_\_ and conditions were not met
- ☐ Government moved for detention and defendant detained after hearing in District of Arrest
- ☒ Government moved for detention and defendant detained pending detention hearing in District of \_\_\_\_\_
- ☐ Other (specify) \_\_\_\_\_ Offense

Representation: ☐ Retained Own Counsel ☒ Federal Defender Organization ☐ CJA Attorney ☐ NoneInterpreter Required? ☒ No ☐ Yes Language: \_\_\_\_\_

## DISTRICT OF

TO: THE UNITED STATES MARSHAL

You are hereby commanded to take custody of the above named defendant and to transport that defendant with a certified copy of this commitment forthwith to the district of offense as specified above and there deliver the defendant to the United States Marshal for that District or to some other officer authorized to receive the defendant.

December 20, 2007

Date

S/SONJA F. BIVINS

United States Judge or Magistrate Judge

## RETURN

## This commitment was received and executed as follows:

DATE COMMITMENT ORDER RECEIVED

PLACE OF COMMITMENT

DATE DEFENDANT COMMITTED

DATE

UNITED STATES MARSHAL

(BY) DEPUTY MARSHAL

## UNITED STATES DISTRICT COURT

FILED

DEC 20 2007

Southern

DISTRICT OF

Alabama

CHARLES R. DIARD, JR.  
CLERK

UNITED STATES OF AMERICA

## WAIVER OF RULE 5 &amp; 5.1 HEARINGS

(Complaint/Indictment)

RJ No # 07-0194-B

V.

CASE NUMBER:

06-171-MEF

Hugh Black

Defendant

CHARGING DISTRICTS

CASE NUMBER:

06-171 (MD of AL)

I understand that charges are pending in the

Middle

District of

Alabama

alleging violation of

FTA

(Title and Section)

and that I have been arrested in this district and

taken before a judge, who has informed me of the charge(s) and my rights to:

- (1) retain counsel or request the assignment of counsel if I am unable to retain counsel;
- (2) an identity hearing to determine whether I am the person named in the charges;
- (3) a preliminary hearing (unless an indictment has been returned or information filed) to determine whether there is probable cause to believe an offense has been committed by me, the hearing to be held in this district or the district of prosecution; and
- (4) Request transfer of the proceedings to this district under Rule 20, Fed. R. Crim. P., in order to plead guilty.

## I HEREBY WAIVE (GIVE UP) MY RIGHT TO A(N):

- ( ) identity hearing
- ( ) preliminary hearing
- (✓) identity hearing but request a preliminary hearing be held in the prosecuting district and, therefore, consent to the issuance of an order requiring my appearance in the prosecuting district where the charges are pending against me.

  
 Defendant

12/20/07

Date

  
 Defense Counsel

IN THE UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION

UNITED STATES OF AMERICA                    )  
  ) MAG. NO. 07-00194-B  
vs.    )  
  ) Middle District of  
  ) Alabama No. 1:06CR00171-MEF  
HUGH EDWARD BLACK,                         )

ORDER

Defendant **Hugh Edward Black** has testified under oath and has satisfied this Court that he (1) is unable to employ counsel, and (2) does not wish to waive counsel. Accordingly, the undersigned finds that the interests of justice require the appointment of counsel, and hereby appoints **Fred Tiemann** of the Office of the Federal Defender to represent the Defendant in this matter.

DONE this 20th day of December, 2007.

/s/Sonja F. Bivins  
UNITED STATES MAGISTRATE JUDGE

12/13/2007

15:15

334 7359

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US MARSHAL'S OFFICE

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(ALM, 7/03)

## United States District Court

RECEIVED

for

2007 MAR -2 P 2:04 Middle District of Alabama

MU 07-0194-B

Petition for Warrant/Summons and Report  
for Defendant Under Pretrial Release Supervision

Name of Defendant: HUGH EDWARD BLACK

Case Number: 1:06CR00171-MEF

Name of Releasing Judicial Officer: The Honorable Delores R. Boyd, U.S. Magistrate Judge

Date of Release: August 2, 2006

Original Offense: Count I: Social Security Fraud  
Count II: False Statements

Type of Release: \$25,000 Unsecured Appearance Bond

Assistant U.S. Attorney: Susan R. Redmond

Defense Attorney: Kevin Butler

## PETITIONING THE COURT

☒ To issue a warrant  
☐ To issue a summons

The probation officer believes that the defendant has violated the following condition(s) of release:

Violation NumberNature of Noncompliance

Release Condition No. 2: "The defendant shall immediately advise the court, defense counsel and the U.S. attorney in writing of any change in address and telephone number."

On August 2, 2006, the defendant appeared in the U.S. District for the Middle District of Alabama and was released on an unsecured bond. As a condition of his release, he was instructed to maintain residence at 66 County Road 705 in Verbena, Alabama. On August 21, 2006, defendant reported to the probation officer that he was residing at 66 County Road 705 in Verbena, Alabama. On November 8, 2006, the probation officer traveled to the defendant's residence and left a card instructing him to contact the probation officer. On November 15, 2006, the defendant pled guilty to Counts I and II of the indictment. On that day, the defendant indicated that he did not receive the card and reported that he resides at 70 Chilton County Road 705 in Verbena, Alabama. On February 21, 2007, the probation officer traveled to 70 Chilton County Road 705 and was advised by the landlord that the defendant moved from the residence and left no forwarding address. The probation officer has attempted to contact the defendant telephonically but to no avail. The defendant's whereabouts are unknown.

Response to Prior Supervision and Action taken by U.S. Probation Officer to bring the defendant into compliance: The defendant was released on bond on August 2, 2006. On November 15, 2006, the defendant appeared in the U.S. District for the Middle District of Alabama and pled guilty to Count I and II of the indictment. Following his court appearance, he reported residing at 70 Chilton County Road 705 in Verbena, Alabama. I have attempted to contact defendant on numerous occasions but to no avail.

## U.S. Probation Officer Recommendation:

Since the defendant has absconded from supervision, it is recommended that her bond executed on August 2, 2006, be revoked.

ATTEST: A True Copy.  
Certified to  
Clerk, U.S. District Court,  
Middle District of Alabama

BY [Signature]  
Deputy Clerk

12/13/2007

15:15

3347

7369

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Document 1

US MARSHALS

OFFICE

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Document 21 \*SEALED\*

Filed 03/02/2007

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PS 12C  
(ALM, 7/03)

- ☒ The defendant's release should be
- ☒ revoked and defendant detained.
- ☐ The conditions of release should be modified as follows:

Respectfully submitted,

by

*Donnelle Thompson*Donnelle Thompson  
U.S. Probation Officer  
Date: March 1, 2007Reviewed and approved: *Andia Wood*  
Supervisory U.S. Probation Officer

## THE COURT ORDERS:

- ☐ No Action
- ☐ The issuance of a Warrant
- ☐ The issuance of a Summons
- ☐ Other

\_\_\_\_\_  
Signature of Judicial Officer\_\_\_\_\_  
Date